

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA  
DOCKET NO. 95-1227-W - ORDER NO. 96-62 ✓  
JANUARY 24, 1996

IN RE: Application of Heater Utilities, Inc.	) ORDER
for Approval of the Transfer of the	) APPROVING
Water System and Assets serving the	) TRANSFER,
certificated service area in the Royal	) WAIVING
Hills Subdivision, Fairfield County,	) HEARING, AND
S.C., to Mid-County Water Company.	) CLOSING
	) DOCKET

This matter comes before the Public Service Commission of South Carolina (the "Commission") on the Application of Heater Utilities, Inc. ("Heater" or the "Company") for the approval of the transfer of its water system and assets serving its certificated service area in the Royal Hills Subdivision, Fairfield County, South Carolina, to Mid-County Water Company ("Mid-County"). Heater filed its Application pursuant to S.C. Code Ann. §58-5-210 and 26 S.C. Regs. 103-504 and 704 (1976). Heater asked that the Commission waive the requirement of a hearing if Petitions to Intervene were not filed in this proceeding.

By letter dated December 7, 1995, the Commission's Executive Director instructed Heater to publish one time in newspapers of general circulation a prepared Notice of Filing. The Notice of Filing indicated the nature of the Application, explained the effect of the proposed transfer on customers' rates, and explained the manner in which interested parties could intervene. Heater was

also instructed to notify each customer of the proposed transfer by sending a copy of the Notice of Filing to each customer via U.S. Mail. Heater submitted affidavits that it had complied with these instructions. The Commission received no Petitions to Intervene.

After review of the Application and the applicable law, the Commission makes the following findings of fact and conclusion of law:

FINDINGS OF FACT

1. Heater provides water services for compensation to customers in its service area in the Royal Hills Subdivision of Fairfield County, South Carolina. Consequently, Heater is subject to the jurisdiction of this Commission.
2. Heater desires to terminate its public utility functions for this particular service area and transfer its water system, assets and its service area (the Royal Hills Subdivision) to Mid-County. Mid-County desires to provide the water services currently provided by Heater to the Royal Hills Subdivision. Heater and Mid-County have negotiated an agreement whereby Mid-County will acquire the operations pertaining to the water services and assets of Heater in the Royal Hills Subdivision.
3. If the Application is granted, residential customers in the Royal Hills Subdivision will be charged for services in accordance with Mid-County's rates, which will decrease customer rates and charges overall.

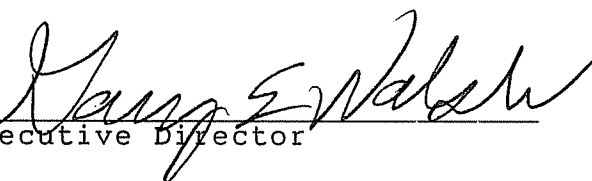
CONCLUSIONS OF LAW

1. The Commission concludes that the requirement of a hearing should be and is hereby waived since no Petitions to Intervene were filed.
2. The Commission concludes that the transfer of Heater's Royal Hills Subdivision water system, assets and service area to Mid-County is in the public interest, and, therefore, the transfer should be and is hereby approved.
3. The Commission Staff is instructed to close this docket.
4. This Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:

  
Chairman

ATTEST:

  
Executive Director

(SEAL)

Deputy